

STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

<b>DOCKET</b>
<b>04-AFC-1</b>
<b>DATE</b> <u>AUG 23 2004</u>
<b>RECD.</b> <u>AUG 24 2004</u>

In the Matter of: )  
)  
Application for Certification )  
For the San Francisco )  
Electric Reliability Project )

Docket No. 04-AFC-01

**SFERP STATUS REPORT #2**

The Committee Scheduling Order issued on June 22, 2004 requested that the parties file status reports to inform the Committee on the progress of the case, as well as any other matters that could result in a delay or acceleration of the issuance of the Preliminary Staff Assessment. This Status Report by the San Francisco Electric Reliability Project ("SFERP" or the "Applicant") addresses the status of issues such as responses to CEC Staff and Intervenor Data Requests, workshops, PM<sub>10</sub> mitigation, and Applicant's understanding as to the status of the PDOC.

**AIR QUALITY - PM<sub>10</sub> Mitigation Plan**

On July 13<sup>th</sup>, the City sponsored the first community workshop to discuss the objectives of the PM<sub>10</sub> mitigation program; the criteria that will be used in evaluating candidate mitigation measures; and a preliminary list of potential mitigation measures. Based on input from the workshop and further analysis of the potential measures, Applicant has revised the draft PM<sub>10</sub> Mitigation Matrix and added substantial information. This revised matrix will be presented to the community at a second workshop to be held on August 25, 2004. Following this second community workshop, the City intends to present a proposed set of mitigation measures to the San Francisco Public Utilities Commission and the Commission on the Environment for their consideration at public meetings in September in order to finalize a list of recommended measures.

**AIR QUALITY – Emission Reduction Credits**

The City is close to completing an agreement with a potential offset provider. The City will release the offset package as soon as confidential negotiations are completed. Applicant anticipates that these negotiations will be completed in mid September.

**AIR QUALITY – BAAQMD Preliminary Determination of Compliance (PDOC)**

The District has indicated to the Applicant that it expects to release the PDOC in late August or early September 2004.

## **SOIL AND WATER RESOURCES**

One of the Data Requests in the area of Soil and Water Resources dealt with San Francisco Health Code Article 22A that pertains to analyzing soils for hazardous waste. Specifically, the Data Request asked how Applicant would work with the San Francisco Department of Public Health in complying with Article 22A. Applicant is preparing a site summary of previous investigations as required under Article 22A and will provide the Department of Public Health with a basis for determining additional requirements for the Applicant. Applicant anticipates that this information will be provided to the Department of Public Health and served on all parties in this proceeding in early September.

## **SUBMITTAL OF DATA RESPONSES**

To date, Applicant has received four sets of Informal Data Requests in the areas of Worker Safety and Fire Protection and Visual Resources (Set 1); Public Health (Set 2); and Land Use, Noise, Soil and Water, Waste Management; Transmission System Engineering, Air Quality, Public Health, and Hazardous Materials (Set 3); and Noise and Reliability (Set 4). Applicant provided Informal Data Response Set 1 on July 23, 2004 (with a renumbered response filed on August 2, 2004); and Informal Data Response Sets 2 and 3 on August 20, 2004. It is anticipated that Informal Data Response, Set 4 will be filed before the end of this week.

Intervenor San Francisco Community Power docketed a Data Request (containing 8 individual requests) on July 21, 2004. On July 26, 2004 Applicant filed objections and a notice of need for additional time in response to certain of the Data Requests. Notwithstanding Applicant's objection to certain of these requests, on August 18, 2004 Applicant filed a Set 1 Data Response to S.F. Community Power's request. In the Set 1 Data Response, Applicant noted that additional time was required for certain responses and committed to provide additional information by September 7, 2004.

On August 9, 2004, after close of business, Intervenor Californians for Renewable Energy, Inc. (CARE) electronically filed a Data Request containing 6 individual requests. On August 20, 2004 Applicant filed objections and a notice of need for additional time in response to certain of the Data Requests. Notwithstanding Applicant's objection to certain of these requests, as noted in Applicant's August 20<sup>th</sup> filing, Applicant will provide certain documents that are not otherwise publicly available as requested in CARE's Data Request (or a status report of when outstanding documents can be provided) within 30 days of formal receipt of CARE's Data Request (i.e., September 9, 2004). Applicant has also already provided an initial response under the California Public Records Act and will continue to provide information as required under the Act in addition to responding through the CEC process.

## **CONCLUSION**

The Applicant will continue to work diligently on the preparation and filing of the remaining Data Responses and any subsequent Data Requests issued by Staff or Intervenors to this

proceeding. The Applicant is aware that the schedule may be delayed by a few weeks in light of the delay in issuance of the PDOC. Applicant has not identified any other issues that it believes would delay the project and hopes that any delays associated with the delay in issuance of the PDOC will be minimized to the largest extent possible.

Respectfully submitted,

Dated: August 23, 2004

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**ELECTRONIC PROOF OF SERVICE LIST**  
**Revised 7-9-04**

SAN FRANCISCO ELECTRIC RELIABILITY PROJECT  
APPLICATION FOR CERTIFICATION,  
DOCKET NO. 04-AFC-1

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I declare that I transmitted the foregoing document via e-mail, or as indicated by first class postal mail, to the above named on the date indicated thereby. I declare under penalty of perjury that the foregoing is true and correct.

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